



Jim Doyle, Governor
Mary P. Burke, Secretary

Wisconsin Department of Commerce, Bureau of PECFA

Bid Document

SECTION 1 - Scope of Work

The Bureau of PECFA is seeking competitive bids to perform remedial services for a petroleum release from a regulated petroleum product storage tank system. This bid is for a specified work scope. The site upon which bids are being solicited is:

Bid Round: 43

Comm #: 54771-9427-03

BRRTS #: 03-10-185667

Site Name: Ace Oil Co Station & Bulk Plant

Site Address: 503 W Stanley St, Thorp, WI 54771

Site Manager: Gina Keenan

Address: 1300 W Clairemont Ave

City, State Zip: Eau Claire, WI 54702-4001

Phone: 715-839-1604

e-mail: [mailto: gina.keenan@wisconsin.gov](mailto:gina.keenan@wisconsin.gov)

Bid Manager: Dee K. Zoellner

Address: 2715 Post Rd

City, State Zip: Stevens Point, Wisconsin 54481-

Phone: (715) 342-3802

e-mail: <mailto:dee.zoellner@wisconsin.gov>

Bid-Start Date:	May 15, 2006
Questions must be received by (See Section 2 (C)):	May 29, 2006, 4:00 PM
Responses will be posted by (See Section 2 (C)):	June 16, 2006
Bid-End Date and Time:	June 30, 2006, 4:00 PM

The case file, including report(s) and other pertinent information upon which bids are being sought, are available for review at the Site Manager's location listed above. Please contact the Site Manager for an appointment to review the file.

Copies of report(s) and other pertinent information are available for purchase at the location listed below. If pertinent information is not available, please contact the Site Manager.

Quality Quick Print, 1213 Menomonie St, Eau Claire, WI 54703

Phone: (715) 836-0049

Fax: (715) 836-7704

SECTION 2 – Site-Specific Bid Requirements

A) Bid Manager Comments

1) General Comments:

Ace Oil Station and Bulk Plant is located at 503 West Stanley Street, Thorp, Wisconsin. The site investigation was conducted to investigate potential releases from the underground storage tanks (USTs) and aboveground storage tank (AST) systems. Five UST's were removed from the property on June 3, 1999. The AST systems are still in place at the site.

Depth to groundwater is approximately fourteen to seventeen feet below ground surface (bgs). Groundwater flow is to the southeast and is essentially flat. Soils at the site consist of silts or sandy clays to ten feet bgs. Between ten to thirty-two feet bgs, sandy soils are present. At thirty-two feet bgs, bedrock was encountered.

The site investigation of the property included the advancement of twenty-eight Geoprobe, drilling of six soil borings, collection of twelve soil samples from the former UST excavations and the installation and sampling of eleven monitoring wells and two piezometers. Based on the results of the soil and groundwater sampling associated with the investigation, soil contamination is sufficiently defined at the site. Free-product was discovered in monitoring wells AMW-1, AMW-3, AMW-4 and AMW-6. Three municipal wells are located less than 600 feet down-gradient of the site. Del's Mobil, located to the northeast of Ace Oil, is potentially contributing contamination to the site.

Groundwater contamination is not defined in the vertical or down-gradient direction. Both monitoring wells AMW-10 and AMW-11, the farthest down-gradient wells, are contaminated with NR 140 ES exceedances. Piezometer, PZ-1 also has ES exceedances.

2) Minimum Remedial Requirements:

NOTE: This site is down-gradient to the Del's Mobil site, which is also included in Bid Round 43. It is preferred that any consultant bidding on this site, also bid on the Del's Mobil site.

Piezometer Installation

Installation of a piezometer so that it is nested with monitoring well AMW-10. The depth of the well is expected to be a minimum of forty feet bgs. No soil sampling is necessary.

Groundwater Monitoring

Monitor the groundwater network quarterly twice with a minimum of ninety days of separation between the monitoring events. The monitoring network, including the new piezometer, will consist of eleven monitoring wells and three piezometers. New well installation must be analyzed for VOC's. The remaining wells must be analyzed for any compound detected in the past. Complete all field natural attenuation parameters recommended in the Department of Natural Resources guidance and collect groundwater elevation data.

Free Product Abatement

Evaluate all of the wells for the presence of free product on a monthly basis. If free product is present, measure and record the amount of free product in the well and manually remove free product. Hand bailing or absorptive socks should be used for free product removal. Properly dispose of free product.

Reporting

Once the last round of groundwater laboratory results are received, a letter report detailing the work conducted and the data collected at the site must be submitted to the Department of Natural Resources and the Department of Commerce. This report must include historical data and new data on the tables and include new groundwater flow direction maps.

3) Reporting Timeframes:

Within *60 days* of the Commerce notification of the maximum reimbursement amount, the responsible party (RP) must execute a written contract with one of the firms that submitted a bid. Failure to execute the written contract within this time will result in ineligibility of interest expenses incurred from the date of the reimbursement cap letter until a contract is executed and work commences at the site. Work must commence within *45 days* of signing a contract. There are specific reporting requirements in Comm 47.70 to monitor the progress of activities at each bid site and there maybe additional reporting requirements outlined above. The consulting firm that is contracted to complete the scope of work is required to report the progress of this site to Commerce electronically on the web site at each of the following points:

1. Within fourteen days of executing or terminating a contract with the RP.
2. Three months after entering into the contract with the RP.
3. Twelve months after beginning the work in the successful bid, unless the project is completed before that time (point 6 applies).
4. Twelve months after submitting the previous report (point 3), unless the project is completed before that time (point 6 applies).
5. No later than 10 days after encountering a change in circumstances (the list of circumstances is in Comm 47.70 (3)).
6. No later than 30 days after completing the work.
7. As directed by Commerce.

If Commerce determines that the consulting firm is failing to make adequate progress to complete the scope of work, Commerce will notify the RP and may reduce the reimbursement to accurately reflect the work completed.

4) Claim Submittal:

A claim must be submitted to Commerce within 120 days of submitting the report described in *Reporting Timeframe, point #6*. If a claim is not submitted by the deadline described above, interest costs from the date the report (point #6) is submitted to the date the claim is receive will not be reimbursed to the claimant. Claim preparation costs must be included in the Total Bid Amount and is considered within the reimbursement cap.

B) Questions and Answers

Questions, answers and interpretations will be considered an amendment of this solicitation. All questions must be submitted in writing (fax and electronic mail submittals are acceptable) to the Bid Manager identified in Section 1 of this solicitation. All answers and interpretations shall be in writing from the Bid Manager. Neither the PECFA program nor Commerce shall be legally bound by any amendments or interpretations that are not in writing. Bidders are not to contact other personnel located within the Department of Commerce/Bureau of PECFA concerning the site or the bid solicitation between the Bid Announcement Date and Bid End Date. No further questions will be addressed after the deadline for submitting questions identified in Section 1.

SECTION 3 - Conditions of Bid

The successful bidder will be the entity that complies with all provisions of the bid and provides the lowest total cost, excluding interest, for the site-specific bid requirements described in Section 2. In preparing the bid, the bidder must assume compliance with all applicable codes, including, but not limited to, §Comm 46, §Comm 47, and §NR 700 Wis. Admin. Codes.

The bid Commerce selects to determine the least costly method of remedial action will be the least costly qualified bid. Commerce will rank the bids solely on the basis of cost. Evaluation of bids will continue until the least costly qualified bid is identified. Submittals from an individual or firm during their period of disqualification from bidding, submittals received late and for submittals without a certified commitment (performance assurance and/or signature) will not be considered as bids. Commerce may disqualify a bid for the following reasons:

- Requirements of the bid specifications have not been met.
- The remedial strategy is not appropriate to the geologic setting.
- A Total Bid Amount is insufficient to fund the activities described in the bid specifications.

Commerce reserves the right to reject any and all bids.

Any proposed technology or methods used in the remediation must be allowed for use in the State of Wisconsin and approvable by the agency with jurisdiction (Natural Resources or Commerce).

The bidder Commerce intends to select may be required to provide input to and attend a meeting with the PECFA program and the claimant to explain the bid and remedial approach.

If a bid is disqualified, Commerce will provide written notification to any individual or firm that submitted a disqualified bid. The notification shall specify the reasons for the disqualification, and inform the individual or firm of their right to protest or appeal the decision. If a bid is more costly than the bid Commerce intends to select, the bid will not be reviewed.

The *Notice of Intent* will identify the least costly bid, disqualified bid(s) and bid(s) not reviewed. The *Notice of Intent* will be sent to the RP and will be posted on PECFA's Internet Web site.

SECTION 4 - Instructions to Bidders

Between the bid start and end dates, bidders shall not discuss or attempt to negotiate any aspects of the bid with the RP, other potential bidders or program staff without prior approval of the Bid Manager identified in Section 1. Infractions will result in rejection of the violator's bid and may result in a formal complaint being filed with the Department of Regulation and Licensing.

If access to the site is necessary for the preparation of a bid, access shall be arranged through the Bid Manager. If the Bid Manager is not able to arrange site access, this will not delay the bid process nor negate the comparison and selection from among the bids submitted. All costs associated with a site visit or preparation of a bid will be the bidder's responsibility.

The Bidding Process must conform to the following:

1. The Bid Response shall address all the site-specific bid requirements identified in Section 2.
2. The total bid amount to accomplish the stated goal must include all fees, reporting costs, pre- and post-closure costs and costs for establishing restrictions or institutional controls, when applicable (interest costs are excluded).
3. The submittal must include a copy of the Bid Response document signed by a Professional Engineer, Professional Geologist, Hydrologist or Soil Scientist licensed by the State of Wisconsin. The appropriate registration number of the professional license must be included. Registration requirements are listed in Comm 5.
4. Bids *cannot* be faxed directly to the program. Documents received by fax will not be considered.
5. Bids, amendments thereto or withdrawal requests must be received by 4 pm on the bid end date.
6. The consulting firm's name must be included and all pages of the Bid Response.
7. All costs must be printed (ink, typewritten or computer). Errors must be crossed out, corrections entered and initialed by the person signing the bid. Correction fluid is not allowed. No bid shall be altered or amended after the time specified for the bid end date.
8. Each bidder shall fully acquaint themselves with conditions relating to the scope and restrictions attending to the execution of the work under the conditions of this bid. The failure of a bidder to acquaint themselves with existing documented conditions shall in no way relieve any obligation with respect to this bid.
9. All amendments to and interpretations of this bid shall be in writing from the Bid Manager. Neither Commerce nor the program shall be legally bound by any amendment or interpretation that is not in writing.
10. This bid is intended to promote competition. If the language, specifications, terms and conditions, or any combination thereof restricts or limits the requirements in this bid to a single source, it shall be the responsibility of the interested bidders to

notify the program in writing so as to be received five days prior to the opening date. The bid may or may not be changed; however a review of such notification will be made prior to award.

SECTION 5 - Bidder Disqualification

Commerce may disqualify from public bidding any individual or firm that has committed any of the following (Comm 47.67 (1) (a)):

- 1) Failed to complete the scope of work within the reimbursement cost cap established through public bidding.
- 2) Failed to complete the scope of work in a bid in a timely manner.
- 3) Failed to follow DNR rules on the bid project.
- 4) Received one or more notices from Commerce under s. Comm 47.62 (2) that assess the financial management of an investigation as unacceptable.
- 5) In any prior occurrence that has been publicly bid, failed to do either of the following:
 - a. Pay subcontractors after receiving payment for them.
 - b. Obtain lien waivers on or before the date of the final payment by the RP or the PECFA program, from all subcontractors paid under subd. 5. a.
- 6) Failed to execute a contract with the RP as required in s. Comm 47.69 (1).
- 7) Failed to commence work within 45 days after executing a contract, as required in s. Comm 47.69 (3).

Commerce may disqualify any individual or firm from performing further work on a project if the individual or firm has not completed any of the six reporting points required in Comm 47.70 and outlined in Section 2 of this bid document. Commerce will review and address the issue as stated in Comm 47.70 (4).

BID RESPONSE
(1st Page)

Department of Commerce PECFA Program

SITE NAME:
COMMERCE #:
BRRTS #:

Submit Bid Response To: Cathy Voges
Public Bid Response
Department of Commerce PECFA Bureau
201 W Washington Ave, Madison WI 53703-2790 or
PO Box 8044, Madison WI 53708-8044

Consulting Firm Name: _____

Address: _____

Telephone: () - _____

Fax Number: () - _____

E-mail Address: _____

Bidder (check one that applies):

<input type="checkbox"/>	Professional Engineer	License # _____
<input type="checkbox"/>	Professional Geologist	License # _____
<input type="checkbox"/>	Hydrologist	License # _____
<input type="checkbox"/>	Soil Scientist	License # _____



Use this box to certify (by marking with a check or X) a commitment to complete the work described in the bid specifications in its entirety for the Total Bid Amount proposed above. Failure to provide this performance assurance will disqualify this bid response. Providing unsolicited qualifications and/or contingency statements in your bid submittal will disqualified the bid response.

Total Bid Amount: \$ _____

Print Name: _____

Title: _____

I certify that I have the authority to commit my organization or firm to the performance of the bid I have submitted.

Signature: _____

Personal information you provide may be used for secondary purposes [Privacy Law, s. 15.04(1)(m)].

BID RESPONSE
(2nd Page)

Department of Commerce PECFA Program

SITE NAME:
COMMERCE #:
BRRTS #:

Consulting Firm Name: _____

A bid will be considered to be non-complaint if the bid response does not include separate tabulation of cost for each activity.

1	Install 1 piezometer up approximately 40 feet in depth.	\$	_____
2	New well installation groundwater VOC sampling	\$	_____
3	Collect two quarterly rounds of groundwater samples from the groundwater monitoring network (11 monitoring wells and 3 piezometers) for laboratory analysis of any past detected compound	\$	_____
4	Collect all field natural attenuation parameters and groundwater elevation data during each sampling round.	\$	_____
5	Monitoring and recording of free product on a monthly basis.	\$	_____
6	Removal of free product, if feasible, on a monthly basis.	\$	_____
7	Disposal costs for the free product.	\$	_____
8	Disposal of development water.	\$	_____
9	Report-a summary report of data collected and any conclusions	\$	_____
10	Miscellaneous	\$	_____
11	PECFA Claim Preparation	\$	_____
12	Total Bid Amount	\$	_____